



Attn:

Mr. Dr. Gary Benazon

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APR 23 2001

GROUP 1600

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Patent Application for Kaster **Date:** April 23, 2001
Serial 09/100,516* **Art Unit:** 1638
No.:
Filed: June 19, 1998 **Examiner** Dr. Gary Benzion
For: Plants and Their Preparation **Action:** Amendment

To: The Commissioner of Patents and Trademarks, Washington, DC 20231

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Dear Sir:

To clarify how the amendments were made the applicant provides the following:

Claim one was amended as follows:

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1. (twice amended) A method of producing a plant which shows herbicide resistance, [to a herbicide] said method comprising:
 - (i) applying said herbicide to a population of [herbicide resistant] plants, which show segregating resistance to said herbicide in their pollen, such application being at an advanced vegetative state before flowering; wherein the applied herbicide effectively inhibits the pollen lacking the herbicide resistance; such that during flowering such pollen from said plants fertilize[s] the female plant parts with said pollen;
 - (ii) obtaining herbicide resistance progeny therefrom as seeds and optionally as plants.

Remarks

The newly typed claims are attached hereto as a separate sheet. It is requested that the Examiner allow the claims based on the amendments made to claim one.

09/100,516